

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

SHIRLEY SMITH, :
Plaintiff, :
v. : Case No. 3:04cv0103
LOWE'S HOME CENTERS, INC. et al., :
Defendants. :
:

STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff Shirley Smith and Defendants Lowe's Home Centers, Inc. and Brandon Beach hereby stipulate and agree that this action, be, and the same hereby is, dismissed with prejudice, with each party to bear its own costs and attorney's fees.

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and Brandon Beach

CERTIFICATE OF SERVICE

It is hereby certified that the forgoing has been filed via the electronic filing system on September 6, 2006. Notice of filing will be performed by the Court's electronic filing system, and Parties may access the document through the electronic filing system.

/s/ David A. Kadel

David A. Kadel

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